

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JEROME CEASAR ALVERTO,  
  
Plaintiff,

v.

DEPARTMENT OF CORRECTIONS, et  
al.,  
  
Defendants.

CASE NO. C12-5518BHS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable Karen L. Strombom, United States Magistrate Judge (Dkt. 12) and Plaintiff Jerome Ceasar Alverto’s (“Alverto”) objections to the R&R (Dkt. 15). The Court has considered the R&R, Alverto’s objections, and the remaining record, and hereby adopts the R&R for the reasons stated herein.

On June 12, 2012, Alverto filed his civil rights complaint alleging violations by Defendants of 42 U.S.C. § 1983. Dkt. 8. On July 23, 2012, Judge Strombom issued the R&R recommending that Alverto’s motion for temporary restraining order and motion for preliminary injunction be stricken as Defendants had not been served with the

1 motions. Dkt. 12. On August 13, 2012, Alverto filed objections to the R&R in which he  
2 states that he filed an amended complaint, as directed by Judge Strombom, and therefore  
3 his motions should not be stricken. Dkt. 15. Because Alverto has failed to show in his  
4 objections, or otherwise, that his motions were or have since been properly served on  
5 Defendants, the Court adopts the R&R.

6 Therefore, the Court having considered the R&R, Alverto's objections, and the  
7 remaining record, does hereby find and order as follows:

- 8 (1) The R&R is **ADOPTED**; and  
9 (2) Alverto's motions for injunctive relief (Dkts. 4 & 5) are **STRICKEN**.

10 Dated this 15th day of October, 2012.

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BENJAMIN H. SETTLE  
United States District Judge